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RCE/1634 ITU

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
MAIL STOP RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/850,199
Filing Date	May 8, 2001
First Named Inventor	Helen Fillmore
Group Art Unit	1634
Examiner Name:	Jeffrey Fredman
Attorney Docket Number	18377-0034

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) (\$770/\$385) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ Checks in the amount of \$385.00 and \$475.00 are enclosed for the following fees:
- i. ☒ RCE fee under 37 C.F.R. § 1.17(e), REQUIRED when filing the RCE.
- ii. ☒ Extension of time fee under 37 C.F.R. 1.136 and 1.17.
- b. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 19-5029.

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Type Name	William L. Warren	Reg. No.: 36,714
Signature		Date: August 19, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**EXPRESS MAIL: EL 973793257 US**

Type Name	William L. Warren	
Signature		Date: August 19, 2004



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**Fillmore et al.**

Serial No.: **09/850,199**

Filed: **May 8, 2001**

For: **Establishment of Cell Lines With  
Persistent Expression of a Green  
Fluorescent Protein (GFP) Using a  
pIRES/EGFP DNA Vector Construct**

Art Unit: **1634**

Examiner: **Jeffrey Fredman**

**REQUEST FOR CONTINUED EXAMINATION SUBMISSION  
AND RESPONSE TO OFFICE ACTION**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action mailed on February 19, 2004, a response which is due August 19, 2004, with a three month extension of time, Applicants respectfully submit herewith the following amendments and remarks, a petition for a three month extension of time, and a Request for Continued Examination (RCE) pursuant to 37 C.F.R. § 1.114, accompanied by the appropriate fees therefor. Applicants hereby request entry of the amendments, consideration of the appended remarks, and allowance of the above-identified application.

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 19, 2004.  
Express Mail: EL 973793257 US

William L. Warren - Reg. 36,714